

60578

Serial No.

**APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE
STATE OF NEVADA HERETOFORE APPROPRIATED**

OCT 17 1994

Date of filing in State Engineer's Office.

Returned to applicant for correction.

Corrected application filed.

Map filed 12 Jan 95 POD

POUs under 45913 filed 28 Jul 82

The applicant Spring Creek Utilities Company285 East Spring Creek Parkway

of

Elko

Street and No. or P.O. Box No.

City or Town

Nevada 89801

State and Zip Code No.

hereby make S application for permission to change thepoint of diversion of a portion

Point of diversion, manner of use, and/or place of use

of water heretofore appropriated under Permit #45922

Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and

identify right in Decree.

1. The source of water is underground (Well #15 - Horse Palace)
Name of stream, lake, underground spring or other source.
2. The amount of water to be changed 2.5 c.f.s., not to exceed 1810 acre-feet per annum
Second feet, acre feet. One second foot equals 448.83 gallons per minute.
3. The water to be used for same as existing
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
4. The water heretofore permitted for municipal
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
5. The water is to be diverted at the following point within NW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 33, T.33N., R.57 E.,
Describe as being within a 40-acre subdivision of public survey and by course and
MDM, from which the SW section corner of said section bears S. 58°29' W., 4,528 ft.
distance to a section corner. If on unsurveyed land, it should be stated.
dist.
6. The existing permitted point of diversion is located within the SE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 34, T.33N., R.57E.,
If point of diversion is not changed, do not answer.
MDM, from which the NE corner of said section bears N. 5°40'42" E., 2,774.73 ft.
dist.
See attached
7. Proposed place of use.
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.
8. Existing place of use. See attached
Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or
manner of use of irrigation permit, describe acreage to be removed from irrigation.
9. Use will be from Same as existing to _____ of each year.
Month and Day Month and Day
10. Use was permitted from January 1 to December 31 of each year.
Month and Day Month and Day
11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and
specifications of your diversion or storage works.) drilled and cased well, with surface seals,
State manner in which water is to be diverted, i.e. diversion structure.
turbine pump, electric motor, storage tanks and pipeline distribution network.
ditches, pipes and flumes, or drilled well, etc.
12. Estimated cost of works. Estimate \$150,000.00
13. Estimated time required to construct works one year

14. Estimated time required to complete the application of water to beneficial use five years

15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use:

This change application is submitted to create an additional source of supply,
for both the increasing population being served, and for the additional
reliability of increased number of pumps in the network system. Please send
copies of correspondence and notices to the undersigned agent.

By S/William A. Nisbet

421 Court Street

Elko, NV 89801

Compared cm/ jv bk/vjw

Protested

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion of a portion of the waters of an underground source as heretofore granted under Permit 45922 is issued subject to the terms and conditions imposed in said Permit 45922 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.
 (CONTINUED ON PAGE 2)

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 2.5 cubic feet per second, but not to exceed 589.76 million gallons annually

Work must be prosecuted with reasonable diligence and be completed on or before March 15, 1996

Proof of completion of work shall be filed before April 15, 1996

Application of water to beneficial use shall be made on or before March 15, 1997

Proof of the application of water to beneficial use shall be filed on or before April 15, 1997

Map in support of proof of beneficial use shall be filed on or before N/A

Completion of work filed MAY 08 1996

Proof of beneficial use filed

Cultural map filed

Certificate No. Issued

IN TESTIMONY WHEREOF, I, R. MICHAEL TURNIPSEED, P.E.

State Engineer of Nevada, have hereunto set my hand and the seal of my

office, this 10th day of May

A.D. 19 95

[Signature]
 State Engineer

(PERMIT TERMS CONTINUED)

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The total combined duty of water under Permits 36142; 45913; 45914, Certificate 13465; 45915; 45916, Certificate 13465; 45917; 45918, Certificate 13466; 45919, 45920, 45921, 45922, 45923, 57873 and 60578 shall not exceed 2.22 billion gallons annually.

Monthly records shall be kept of the amount of water pumped from this well and all other wells operated by Spring Creek Utilities and the records submitted to the State Engineer on a quarterly basis within 15 days after the end of each calendar quarter.

